
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
California Polytechnic State University)	File No. EB-10-LA-0019
Licensee of Radio Station KCPR)	
Facility ID #8324)	NOV No. V201032900012
San Luis Obispo, California)	
)	

NOTICE OF VIOLATION

Released: April 14, 2010

By the District Director, Los Angeles Office, Western Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to California Polytechnic State University, licensee of radio station KCPR.

2. On February 25, 2010, an agent of the Enforcement Bureau's Los Angeles Office inspected radio station KCPR located at San Luis Obispo, and observed the following violations:

- a. 47 C.F.R. § 73.3527(e)(3): A station must retain in its public inspection file: "a copy of any service contour maps..." At the time of the inspection, the contour map was no longer accurate based on a recent move of the transmitter.
- b. 47 C.F.R. § 73.3527(e)(4): A station must retain in its public inspection file: "A copy of the most recent, complete ownership report filed with the FCC for the station..." At the time of the inspection, there was no ownership report on file.
- c. 47 C.F.R. § 73.3527(e)(7): A station must retain in its public inspection file: "At all times, a copy of the most recent version of the manual entitled 'The Public and Broadcasting.'" At the time of the inspection, the most recent version of "The Public and Broadcasting" was not in the file.
- d. 47 C.F.R. § 73.3527(e)(8)(i): A station must retain in its public inspection file: "For noncommercial, nonexempt educational radio broadcast stations, every three months a list of programs that have provided the most significant treatment of community issues during the preceding three month period." At

¹47 C.F.R. § 1.89.

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the time of the inspection, the issues and programs lists for all quarters subsequent to the station's license renewal on May 18, 2007, were missing.

- e. 47 C.F.R. § 73.3527(e)(9) A station must retain in its public inspection file: "The lists of donors supporting specific programs." At the time of the inspection, there were no donor lists regarding specific programs for the past two years.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, California Polytechnic State University, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Los Angeles Office
18000 Studebaker Road, Suite 660
Cerritos, CA 90703

4. This Notice shall be sent to California Polytechnic State University, at its address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Nader Haghighat
District Director
Los Angeles Office
Western Region
Enforcement Bureau

²47 U.S.C. § 308(b).

³P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴18 U.S.C. § 1001 *et seq.*